

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty's Dkt: RINSCH1

In re Application of: Heiner RINSCH1

Serial No. 10/590,894

IA Filing Date: August 11, 2004

For: LOOSELY LAID NATURAL STONE PANEL FLOOR

) Application Division  
) **ATTN: PCT**  
) Washington, D.C.  
) Confirmation No. 4397  
) Date: July 13, 2007  
(Due Sunday, May 13, 2007)

LATE SUBMISSION OF DECLARATION AND/OR TRANSLATION IN APPLICATION FILED UNDER 35 USC 371

U.S. Patent and Trademark Office  
Customer Service Window  
Randolph Building, Mail Stop Missing Parts  
401 Dulany Street  
Alexandria, VA 22314

Sir:

The present communication is in response to the "NOTICE OF MISSING REQUIREMENTS UNDER 35 USC 371..." dated March 13, 2007. Attached hereto are:

- [XX] An executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title, PCT information and priority information.  
[XX] Communication – Submission of Claims as originally filed.  
[XX] Application Data Sheet  
[XX] Information Disclosure Statement with 3 references  
[XX] A Preliminary Amendment [X] Fees are reduced due to elimination of claim multiple dependencies.  
[XX] Additional fees as calculated below:

[XX] Search fee and Examination Fee		\$600.00
Surcharge of <b>\$130.00</b> for furnishing the oath or declaration later than [ ] 20 [X] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).		\$130.00
Number of each additional 50 pages or fraction thereof (round up to a whole number)	RATE	
0	X <b>\$250.00</b>	
Number of Claims Previously Paid For	Number of Extra Claims	Rate
9- 20 =	0	X \$ <b>50.00</b>
1- 3 =	0	X <b>\$200.00</b>
Multiple Dependent Claims (if applicable)	+ <b>\$360.00</b>	\$
<b>TOTAL OF ABOVE CALCULATIONS</b>		\$730.00
Reduction of ½ for filing by small entity, if applicable. Applicant claims small entity status. See 37 CFR 1.27.		<\$365.00 >
<b>SUBTOTAL</b>		\$365.00
Processing fee of <b>\$130.00</b> for late furnishing of the English translation.		\$
<b>TOTAL NATIONAL FEE</b>		\$365.00

- [ ] Surcharge for late filing of the Declaration was paid on\_\_\_\_\_.  
[XX] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a). The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:

Small Entity		
Response Filed Within		
[ ] First	-	\$ 60.00
[XX] Second	-	\$ 225.00
[ ] Third	-	\$ 510.00
[ ] Fourth	-	\$ 795.00
[ ] Fifth	-	\$1,080.00

month after time period set

Other Than Small Entity		
Response Filed Within		
[ ] First	-	\$ 120.00
[ ] Second	-	\$ 450.00
[ ] Third	-	\$1,020.00
[ ] Fourth	-	\$1,590.00
[ ] Fifth	-	\$2,160.00

month after time period set

[XX] Total fees **enclosed**: \$590.00

[XX] Submitted herewith is a Credit Card Authorization, authorizing payment the amount of \$590.00 is enclosed to cover the above fees.

[XX] Conditional Petition for Extension of Time:

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

BROWDY AND NEIMARK, P.L.L.C.  
Attorneys for Applicant(s)

By: /rlb/  
Roger L. Browdy  
Registration No. 25,618

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Atty. Docket: RINSCH1

In re Application of:	)	Conf. No.: 4397
	)	
Heiner RINSCH1	)	
	)	
IA No.: PCT/EP2004/008967	)	
	)	Washington, D.C.
IA Filed: August 11, 2004	)	
	)	
U.S. Appln. No.: 10/590,894	)	
	)	July 13, 2007
For: LOOSELY LAID NATURAL STONE	)	
PANEL FLOOR	)	

**COMMUNICATION**

U.S. Patent and Trademark Office  
Customer Service Window  
Randolph Building, Mail Stop Amendment  
401 Dulany Street  
Alexandria, VA 22314

Sir:

In the matter of the above-identified application, it has now been determined that inadvertent errors were made in the papers as filed on August 28, 2006.

First, the transmittal letter erroneously stated that Article 19 amendments had not been made. However, it is clear from the PCT publication of the application that Article 19 claims were part of the publication. Furthermore, a translation of the Article 19 amendment to the claims was filed, despite the indication in the transmittal letter that there were no amendments to the claims under Article 19. To correct this error, please take note that Article 19 amendments were filed in the international phase and that an English language translation thereof was filed with the filing papers on

In re of:

August 28, 2006. These are the claims that were intended for initial national stage examination.

The second error that has been noticed is that the translation of the claims as originally filed was an incorrect translation. Inadvertently, a translation that omitted the multiple dependencies of the originally filed claims was originally filed. Accordingly, please disregard the translation of the originally filed claims as filed on August 28, 2006, and substitute the attached accurate translation of the claims as originally filed in the international application. If it is deemed necessary to charge a fee for the late filing of the translation in light of this error, please charge such fee to deposit account number 02-4035 of the undersigned.

Submitted herewith is a preliminary amendment that amends the Article 19 claims originally submitted so as to eliminate multiple dependencies and reduce the filing fee.

Respectfully submitted,

BROWDY AND NEIMARK, P.L.L.C.  
Attorneys for Applicant(s)

By /rlb/  
Roger L. Browdy  
Registration No. 25,618

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Telephone No.: (202) 628-5197

Facsimile No.: (202) 737-3528

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